



05-12-04

3713\$

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PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/802,661
	Filing Date	Mar 09, 2001
	First Named Inventor	Blanco
	Group Art Unit	3713
	Examiner Name	NGUYEN, KIM T
Total Number of Pages in This Submission	Attorney Docket Number	MS1-770US

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) Sheets <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): PTO Form 1449; 40 cited references; return postcard
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

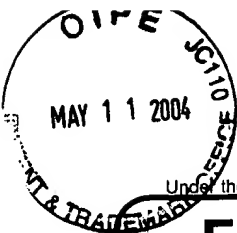
Firm or Individual name	Steven R. Sponseller, Reg. No. 39,384
Signature	
Date	5-11-04

CERTIFICATE OF EXPRESS MAILING

I hereby certify that the items listed above as enclosed are being deposited with the U.S. Postal Service as Express Mail, in an envelope addressed to The Commissioner of Patents, Alexandria, VA 22313 on the below-indicated date. The Express Mail No. has also been marked on the listed items.

Typed or printed name	Carlin Taylor	EV444355975
Signature		
Date	5/11/04	

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PTO/SB/17 (10-03)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 180.00

Complete if Known

Application Number	09/802,661
Filing Date	Mar 09, 2001
First Named Inventor	Blanco
Examiner Name	NGUYEN, KIM T
Art Unit	3713
Attorney Docket No.	MS1-770US

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit
Account
Number
Deposit
Account
Name

12-0769

Lee & Hayes, PLLC

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$) 0.00

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

	Extra Claims	Fee from below	Fee Paid
Total Claims	-20** =	X	
Independent Claims	-3** =	X	
Multiple Dependent			

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 0.00

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	180
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 180.00

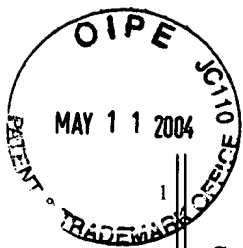
SUBMITTED BY

Name (Print/Type)	Steven R. Sponseller	Registration No. (Attorney/Agent)	39,384	Telephone	(509) 324-9256
Signature		Date	5-11-04		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.09/802,661
Filing Date Mar 09, 2001
Confirmation No..... 7533
Inventorship Blanco
Applicant Microsoft Corporation
Group Art Unit 3713
Examiner NGUYEN, KIM T
Attorney's Docket No. MS1-770US
Title: Method and Apparatus for Creating and Playing Soundtracks in a Gaming
System

INFORMATION DISCLOSURE STATEMENT


References -- See Attached Form PTO-1449

REMARKS

The citations listed, copies attached, are submitted in compliance with the duty of disclosure defined in 37 CFR §1.56. The Examiner is requested to make these citations of official record in this application.

Respectfully Submitted,

Date: 5-11-04

By: 
Steven R. Sponseller
Reg. No. 39,384

05/13/2004 ZJHAR1 00000031 120769 09802661

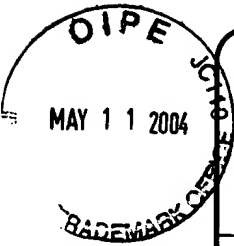
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LEE & HAYES, PLLC

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Substitute for form 1449A/PTO			Complete if Known		
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>			Application Number	09/802,661	
			Filing Date	Mar 09, 2001	
			First Named Inventor	Blanco	
			Group Art Unit		
			Examiner Name		
Sheet	1	of	3	Attorney Docket Number	MS1-770US

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
		2002/0077177		Elliott	06-20-2002	
		4,296,476		Mayer et al.	10-20-1981	
		4,432,067		Nielsen	02-14-1984	
		4,905,280		Wiedemer	02-27-1990	
		5,382,983		Kwoh et al.	01-17-1995	
		5,459,487		Bouton	10-17-1995	
		5,550,575		West et al.	08-27-1996	
		5,551,701		Bouton et al.	09-03-1996	
		5,598,276		Cookson et al.	01-28-1997	
		5,634,849		Abecassis	06-03-1997	
		5,649,862		Sakaguchi et al.	07-22-1997	
		5,716,273		Yuen	02-10-1998	
		5,791,992		Crump et al.	08-11-1998	
		5,878,134		Handelman et al.	03-02-1999	
		5,896,125		Niedzwiecki	04-20-1999	
		5,917,256		Broadbent, II	06-29-1999	
		5,973,683		Cragun et al.	10-26-1999	
		5,978,920		Lee	11-02-1999	
		5,993,319		Aoyama	11-30-1999	
		6,001,015		Nishiumi et al.	12-14-1999	

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Office ³	Number ⁴	Kind Code ⁵ (if known)				
			WO 00/40027		Lang et al.	07-06-2000		

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Sheet 2 of 3

Application Number	09/802,661
Filing Date	Mar 09, 2001
First Named Inventor	Blanco
Group Art Unit	
Examiner Name	
Attorney Docket Number	MS1-770US

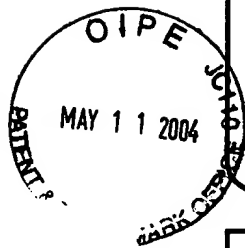
[illegible][illegible]Date
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Substitute for form 1449B/PTO		Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		Application Number	09/802,661
		Filing Date	Mar 09, 2001
		First Named Inventor	Blanco
		Group Art Unit	
		Examiner Name	
		Attorney Docket Number	MS1-770US
Sheet	3	of	3

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials [*]	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		Dean Takahashi, "Microsoft goes gaming.(Product Development)," Electronic Business, May, 2000, 2 pages.	
		Press Pass, "Xbox to Deliver Ultimate Console Gaming Experience," San Jose, Calif., March 10, 2000, 3 pages, 2001.	
		IGN.com, "What Is the 64DD?," September 17, 1997, 9 pages.	
		IGN.com, "The 64DD: Nintendo's Disk Drive,-Everythingyou ever wanted to know about the N64's first major add-on," January 28, 1998, 7 pages.	
		IGN.com, "The 64DD Connection- Here's how the 64DD and the Nintendo 64 connect," October 20, 1999, 5 pages.	
		IGN.com,"IGN64's Ultimate 64DD FAQ- Everything you ever wanted to know about the upcoming disk drive add-on. Updated: 12/13," December 15, 1999, 12 pages.	
		c/net NEWS.COM, "U.S. version of Playstation2 to have modem, hard drive," By Bloomberg News, April 14, 2000, 2 pages.	
		ZDNetUK NEWS, Rick Lehrbaum, LinuxDevices.com, Special to ZDNet, "Linux fuels game console plus," 07 July 2000, 3 pages.	
		CNET Gamecenter.com, Todd Mowatt, "Indrema: Linux-Based Console, August 11, 2000, 2 pages.	
		Planet GeForce,"Interviews-John Gildred of Indrema on the L600," Interviewed by Christopher "Razor" Gordon, 10/19/00, 5 pages.	
		Links 386CD, 1995, Access Software, Inc., pp. 1-87.	

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² Applicant is to place a check mark here if English language Translation is attached.

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